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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON JANUARY 22, 2002

*Marianne H. Michel*  
AGENT/ATTORNEY FOR APPLICANT

*January 22, 2002*  
DATE

Attorney Docket No. 1311

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Charne et al. Date: January 22, 2002  
Serial No.: 09/993,751 Group Art Unit:  
Filed November 16, 2001 Examiner:  
For: *Brassica* with Resistance to an AHAS-Inhibitor Herbicide and Blackleg Disease

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION  
FILING DATE GRANTED

This letter is in response to the "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted" mailed on December 12, 2001 which indicated that the Declaration for the subject patent application is missing. A copy of "The Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted" is enclosed.

Enclosed please find a Declaration and Power of Attorney for the subject patent application which has been fully executed by the inventors of the subject patent application in compliance with 37 C.F.R. 1.63.

Serial No. 09/993,751  
Attorney Docket No. 1311

Please charge the \$130.00 surcharge for late filing of the fully executed declaration to Deposit Account No. 16-1852. Please charge any additional requisite fees for filing the enclosed Declaration and Power of Attorney or credit any overpayment to Deposit Account No. 16-1852. A duplicate copy of this form is enclosed.

Respectfully submitted,



Marianne H. Michel  
Attorney for Applicant(s)  
Registration No. 35,286

PIONEER HI-BRED INTERNATIONAL, INC.  
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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/993,751	11/16/2001	David G. Charne	1311

CONFIRMATION NO. 8260

27310  
PIONEER HI-BRED INTERNATIONAL INC.  
7100 N.W. 62ND AVENUE  
P.O. BOX 1000  
JOHNSTON, IA 50131

# FORMALITIES LETTER



\*OC000000007180162\*

Date Mailed: 12/11/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice MUST be returned with the reply.*

*CSG*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE